

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR 05-00681 JF
)	
Plaintiff,)	ORDER CONTINUING CASE AND
)	EXCLUDING TIME UNDER THE
v.)	SPEEDY TRIAL ACT, 18 U.S.C. § 3161
)	
FELIX LEYVA-ANAYA,)	
a/k/a Felix Leyva,)	
)	
Defendant.)	

This matter came before the Court for a status hearing on Wednesday, October 25, 2006. Counsel for the government and the defendant were present. Based on the hearing, and at the request of the parties, the Court finds pursuant to Title 18, United States Code, Section 3161(h)(8)(A), considering the factors set forth in Section 3161(h)(8)(B), that the interests of justice in granting this continuance outweigh the defendant's and the public's interests in a speedy trial inasmuch as the parties need additional time for investigation and effective preparation, including participating in an *in camera* hearing.

IT IS HEREBY ORDERED that this case is continued to Wednesday, November 15, 2006 at 9:00 a.m. for setting or disposition.

IT IS FURTHER ORDERED that the period of time from October 25, 2006 through and including November 15, 2006 shall be excluded from the period of time within which trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*

DATED: 10/27/06


JEREMY FOGEL
United States District Judge

Copies to be served on:

MATTHEW A. LAMBERTI
Assistant United States Attorney
150 Almaden Boulevard, Suite 900
San Jose, California 95113

CYNTHIA C. LIE
Assistant Federal Public Defender
160 W. Santa Clara Street, Suite 575
San Jose, California 95113